

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

DATATERN, INC.,

Plaintiff,

v.

STAPLES, INC., *et al.*,

Defendants.

Civil Case No.: **No. 2:10-cv-133-MHS-CMC**

**JURY TRIAL DEMANDED**

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**NOTICE OF RESOLUTION OF ALL CLAIMS**

The plaintiff, DataTern, Inc. ("Plaintiff"), and all remaining defendants, Sears Holding Corp., Sears Roebuck and Co., Staples, Inc., J.C. Penney Company, Inc. and J.C. Penney Corporation, Inc. ("Defendants"), have resolved all outstanding claims by either settlement or stipulated dismissal. As a result, all outstanding motions are moot and all that remains is the stipulation of dismissal related to Sears Holding Corp., Sears Roebuck and Co., Staples, Inc., which will be filed in the next fourteen days.

Respectfully submitted,

/s/ Steven E. Aldous

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**CERTIFICATE OF SERVICE**

I hereby certify that on December 24, 2014, I electronically filed the foregoing document with the clerk of the court for the U.S. District Court, Eastern District of Texas, Marshall Division, using the electronic case filing system of the Court. The electronic case filing system sent a “Notice of Electronic Filing” to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

/s/Steven E. Aldous